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Attorneys for Defendant

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

|                                  |   |                              |
|----------------------------------|---|------------------------------|
| HEATHER SCHOOK,                  | ) |                              |
| Plaintiff,                       | ) | CIVIL NO. 04-05464 WHA       |
| v.                               | ) | STIPULATION AND ORDER        |
|                                  | ) | APPROVING COMPROMISE         |
| JO ANNE B. BARNHART,             | ) | SETTLEMENT OF ATTORNEY       |
| Commissioner of Social Security, | ) | FEES PURSUANT TO THE EQUAL   |
| Defendant.                       | ) | <u>ACCESS TO JUSTICE ACT</u> |

The plaintiff's attorney having met the criteria of L.R. 54-5, by meeting and conferring with defendant, IT IS HEREBY STIPULATED by and between the parties through their undersigned counsel, subject to approval by the Court, that plaintiff's attorney receive the following payment:

1. Defendant shall pay THREE THOUSAND EIGHT HUNDRED DOLLARS (\$3,800.00), pursuant to the Equal Access to Justice Act (EAJA), for attorney fees incurred in this court action. <sup>1</sup>

The check is to be payable to plaintiff's counsel:

MATTHEW L. HOWARD  
P.O. BOX 13  
TALMAGE, CA 95481-0013  
(707)462-9592;(707) 972-6393 (cell); newfax:462-0057

2. This is a settlement of plaintiff's request for attorney fees pursuant to EAJA, and does not constitute an admission of liability or fault on the part of defendant under the Equal Access to Justice Act.

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1/. This amount includes costs.

1 3. Payment of the THREE THOUSAND EIGHT HUNDRED DOLLARS (\$3,800.00), EAJA  
2 fees incurred in this court action, will constitute a complete release from and bar to any and all  
3 claims, rights, causes of action, liens or subrogated interests relating to attorney fees pursuant to the  
4 EAJA as a result of this court action.

5  
6  
7 Dated: August 3, 2005

/s/  
MATTHEW L. HOWARD  
Attorney for Plaintiff

9  
10 KEVIN V. RYAN  
11 United States Attorney  
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13 Dated: August 4, 2005

By: /s/  
SARA WINSLOW  
Assistant United States Attorney

14  
15  
16 PURSUANT TO STIPULATION, IT IS SO ORDERED:  
17  
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19  
20 Dated: August 4, 2005

  
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WILLIAM ALSUP  
United States District Judge